

UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS

REINALDO PRADO,

Petitioner,

v.

COMMONWEALTH,

Respondent.

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C.A. No. 16-10587-ADB

ORDER OF DISMISSAL

BURROUGHS, D.J.

In a memorandum and order dated April 6, 2016 [ECF No. 4], the Court ordered that this action would be dismissed without prejudice Reinaldo Prado did not file a petition under 28 U.S.C. § 2254 for a writ of habeas corpus within forty-two days. After that deadline passed, Prado filed his petition and the Clerk assigned it a separate docket number. *See Prado v. Medieros*, C.A. No. 16-11055-ADB (D. Mass.).

Accordingly, this action is DISMISSED WITHOUT PREJUDICE.¹

SO ORDERED.

July 19, 2016

/s/ Allison D. Burroughs

ALLISON D. BURROUGHS

UNITED STATES DISTRICT JUDGE

¹ Prado may ignore the order regarding the filing fee [ECF No. 5] that was docketed in error in this case. The Court has redated the order and docketed it in *Prado v. Medieros*, C.A. No. 16-11055-ADB. The petitioner must resolve the filing fee \$5.00 for that action by paying it or seeking leave to proceed *in forma pauperis*.